



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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January 10, 2003

Mr. John Hewitt  
Interstate Brick Company  
9780 S 5200 W  
West Jordan, Utah 84088

Re: Abatement of Notice of Potential Non-Compliance & Division Directive, Interstate Brick Company, Fivemile Pass Mine, M/045/006, Tooele County, Utah

Dear Mr. Hewitt:

On January 6, 2003, the Division received your amended and updated Notice of Intention to Revise Mining Operations for your Five Mile Pass Mine.

The issues discussed during office visits in September and subsequent phone conversations included updating your mine plan and submitting a complete and accurate updated map showing all current permitted disturbance, topsoil storage areas, ore stockpiles, and any new disturbance that would need to be amended to your existing plan.

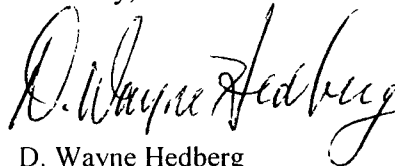
In a November 4, 2002 letter, Interstate Brick was directed to provide the following information to the Division:

1. An updated disturbed area map and a revised mining and reclamation plan within 30 days of your receipt of this notice. The revised plan must address all appropriate requirements of Administrative Rules R647-4. et. seq., Large Mining Operations. This plan must include any new, unpermitted ore stockpiles, mining-related disturbance, topsoil storage areas and a reclamation plan for the new disturbances. *Receipt of revised plan and maps on January 6, 2003 - this requirement has now been met.*
2. Interstate Brick must mark the boundary of the current permit area with appropriate visible markers (metal t-posts, etc.) to ensure that mining operations are not conducted outside of the approved permit area. *On January 9, 2003, we were advised this requirements has been completed. Photographs showing the markers on the ground will be submitted.*
3. Interstate Brick must restrict its mining operations to the permit area identified in its approved Large Mining Notice of Intention until this issue is resolved. *Operator has agreed to this condition.*

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**The Division Directive issued November 4, 2002 is now abated.** We will place your revised mining plan on our permitting review list. Thank you for your efforts in putting this plan together and abating our directive. If you have any concerns or questions regarding this letter, please contact me at (801) 538-5286, or Tom Munson at 538-5321.

Sincerely,

A handwritten signature in black ink, reading "D. Wayne Hedberg". The signature is written in a cursive, flowing style.

D. Wayne Hedberg  
Permit Supervisor  
Minerals Regulatory Program

jb

cc: Gerry Gunning, Interstate Brick  
Mary Ann Wright, DOGM  
Tom Munson, DOGM  
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